

PUBLIC HEALTH CODE (EXCERPT)
Act 368 of 1978

***** 333.5478 THIS SECTION IS REPEALED BY ACT 162 OF 2007 EFFECTIVE JULY 1, 2010 *****

333.5478 Childhood lead poisoning prevention and control commission; reinstatement; membership; appointment; terms; vacancy; public hearings; receipt of input from certain individuals or groups; conduct of business under open meetings act; availability of writings under freedom of information act; "commission" defined; repeal of section.

Sec. 5478. (1) It is the intent of the legislature that the childhood lead poisoning prevention and control commission created in the department under former section 5474a shall be reinstated with minimal interruption. To this end, the following 9 members appointed by the governor with the advice and consent of the senate under former section 5474a and serving on the childhood lead poisoning prevention and control commission on June 30, 2007 shall be reinstated to serve on the commission:

(a) One member representing the department of community health. The member appointed under this subdivision shall serve as chairperson.

(b) One member representing the department of human services.

(c) One member representing the department of environmental quality.

(d) One member representing the Michigan state housing development authority.

(e) One member representing "Get the Lead Out!". The member appointed under this subdivision shall be from a county with a population of more than 500,000 but not more than 700,000.

(f) One member representing a local health department located in a county with a population of more than 170,000 but not more than 200,000.

(g) One member representing certified lead-abatement contractors.

(h) Two members representing the general public. One of the members appointed under this subdivision shall be from a city with a population of 750,000 or more and be a parent of a child who has experienced lead poisoning or a child advocate who has experience with lead poisoning in children. The second member appointed under this subdivision shall represent property owners and developers in this state.

(2) Effective 30 days after the effective date of this section, the childhood lead poisoning prevention and control commission reinstated under subsection (1) shall consist of 16 voting members. In addition to the 9 members under subsection (1), the following additional 7 members shall be appointed by the governor within 30 days after the effective date of this section, with the advice and consent of the senate:

(a) One member representing the Michigan municipal league.

(b) One member representing the department of labor and economic growth.

(c) One member representing the Michigan chapter of the American academy of pediatrics.

(d) One member representing the prosecuting attorneys coordinating council.

(e) One member representing the department of education.

(f) One member representing the Michigan association of home builders remodelers council.

(g) One member representing the early childhood investment corporation.

(3) On and after the effective date of this section, the term of office of individual members of the commission, except those appointed to fill vacancies, expires 3 years after appointment on December 31 of the year in which the term will expire. Members are eligible for reappointment to the commission.

(4) Members of the commission shall serve without compensation but, subject to appropriations, may receive reimbursement for their actual and necessary expenses while attending meetings or performing other authorized official business of the commission. If a vacancy occurs on the commission, that vacancy shall be filled in the same manner as the original appointment.

(5) The commission may hold public hearings as it determines necessary or appropriate to carry out its duties under this part. The commission shall seek input from the general public and all of the following individuals or groups that have an interest in childhood lead poisoning prevention and control:

(a) The Michigan association of osteopathic family physicians or its successor organization.

(b) The Michigan nurses association or its successor organization.

(c) The Michigan council of nurse practitioners or its successor organization.

(d) The Michigan association of health plans or its successor organization.

(e) The Michigan association for local public health or its successor organization.

(f) Blue cross blue shield of Michigan or its successor organization.

(g) The Michigan health and hospital association or its successor organization.

(h) The Michigan head start association or its successor organization.

(i) The Michigan council for maternal and child health or its successor organization.

- (j) Michigan's children or its successor organization.
- (k) Michigan league for human services or its successor organization.
- (l) Detroit public schools or its successor organization.
- (m) The rental property owners association or its successor organization.
- (n) The Michigan associated general contractors or its successor organization.
- (o) The Michigan association of realtors or its successor organization.
- (p) The Michigan environmental council or its successor organization.
- (q) The Michigan adult blood lead epidemiology and surveillance program or its successor organization.
- (r) The Michigan state university extension program or its successor organization.
- (s) The Detroit lead partnership or its successor organization.
- (t) The Michigan lead safe partnership or its successor organization.
- (u) The Detroit mayor's lead-based paint task force or its successor organization.
- (v) United parents against lead or its successor organization.
- (w) The Michigan department of community health medical services administration or its successor organization.
- (x) The Michigan occupational safety and health administration or its successor organization.
- (y) The Michigan department of community health bureau of laboratories or its successor organization.
- (z) An occupational and environmental medicine specialist.
- (aa) Parents or patient advocates of children who have experienced lead poisoning.
- (bb) A local housing authority.
- (cc) A community reinvestment officer.
- (dd) The Michigan state medical society or its successor organization.
- (ee) The Michigan academy of family physicians or its successor organization.
- (ff) Saint Mary's field neurosciences institute or its successor organization.
- (gg) The ARC Michigan organization or its successor organization.
- (hh) Any other interested organization or association concerned with the prevention, treatment, and control of lead poisoning that the department determines necessary.

(6) The commission shall conduct its business at a public meeting held in compliance with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275. The commission shall give public notice of the time, date, and place of the meeting in the manner required by the open meetings act, 1976 PA 267, MCL 15.261 to 15.275. The commission shall make available a writing prepared, owned, used, in the possession of, or retained by the childhood lead poisoning prevention and control commission to the public in compliance with the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(7) As used in this section and section 5479, "commission" means the commission created and appointed by the governor under former section 5474a and this section.

(8) This section is repealed effective July 1, 2010.

History: Add. 2007, Act 162, Imd. Eff. Dec. 21, 2007.

Popular name: Act 368